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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

TROY BENSON, an individual,

Plaintiff,

vs.

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT, in its official capacity; and
JOSEPH LOMBARDO, individually and in
his official capacity as Sheriff of the Las
Vegas Metropolitan Police Department,

Defendants.

Case. No.: 2:21-cv-01928-RFB-BNW

**STIPULATION AND ORDER TO
CONTINUE AND RESET 02/07/2022
EARLY NEUTRAL EVALUATION
SESSION [ECF No. 23]**

(SECOND REQUEST)

Plaintiff TROY BENSON, and Defendants LAS VEGAS METROPOLITAN
POLICE DEPARTMENT AND JOSEPH LOMBARDO (collectively “Parties”) by and
through their respective counsel, hereby stipulate to the following:

IT IS HEREBY STIPULATED that, at the initiation of Plaintiff’s undersigned
counsel, the Early Neutral Evaluation Session, which is currently set for February 7, 2022,
at 10:00 a.m. by ECF No. 23 before United States Magistrate Judge Daniel J. Albregts be
vacated due to the unavailability of Plaintiff Troy Benson because of a COVID-19 infection.

IT IS FURTHER STIPULATED that the following five (5) alternative dates have
been confirmed by all parties and their counsel to be available for rescheduling the Early
Neutral Evaluation Session at the Court’s convenience:

1. March 16th, 2022;
2. March 18th, 2022;

3. March 29th, 2022.
4. March 30th, 2022; and
5. March 31st, 2022.

With this resetting, the parties will be submitting their confidential written Early Neutral Evaluation statements for the Court's *in camera* review ten (10) days prior to the Early Neutral Evaluation Session and agree to comply with all other aspects of the Court's Order Scheduling the Early Neutral Evaluation (ECF No. 20.)

This request is made in good faith and is not sought for any improper purpose or for the purpose of delay.

IT IS SO STIPULATED.

DATED this 1st day of February 2022.

MCLETCHE LAW

/s/ Margaret A. McLetchie
 Margaret A. McLetchie, NBN 10931
 Anjan Gewali, NBN 14054
 602 South Tenth Street
 Las Vegas, NV 89101
Attorneys of Plaintiff Troy Benson

DATED this 1st day of February 2022.

MARQUIS AURBACH COFFING

/s/ Nicholas D. Crosby
 Nicholas D. Crosby, NBN 8996
 10001 Park Run Drive
 Las Vegas, Nevada 89145
*Attorney for Defendants Las Vegas
 Metropolitan Police Department and Joseph
 Lombardo*

ORDER

IT IS SO ORDERED. The Early Neutral Evaluation scheduled for February 7, 2022 is **VACATED** and **RESET** for **Wednesday, March 16, 2022 at 10:00 a.m.** via video conference. IT IS FURTHER ORDERED that the confidential evaluation statements are due by Noon on **Wednesday, March 9, 2022**. All other provisions of the Court's Order (ECF No. 20) remain in effect.



UNITED STATES MAGISTRATE JUDGE

DATED: February 2, 2022